

LENURE, S.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/5/07

SOLYSTIC SAS,

Plaintiff,

07-CV-3143 (PKL)

v.

ECF Case

MANNESMANN DEMATIC RAPISTAN CORP.,
SIEMENS DEMATIC RAPISTAN CORP. (a/k/a
SIEMENS DEMATIC CORPORATION), SIEMENS
ENERGY & AUTOMATION, INC., POSTAL
AUTOMATION DIVISION (a/k/a SIEMENS
DEMATIC POSTAL AUTOMATION L.P.),
SIEMENS ENERGY & AUTOMATION, INC.,
SIEMENS LOGISTICS AND ASSEMBLY
SYSTEMS, INC., and DEMATIC CORP.,

**STIPULATION AND ORDER
DISMISSING SPECIFIED
DEFENDANTS WITHOUT
PREJUDICE**

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for each and all of the respective parties to this action that Siemens Energy & Automation, Inc. is the successor to the benefits and obligations running to Mannesmann Dematic Rapistan Corporation under the Patent and Know-How License Agreement between Mannesmann Dematic Rapistan Corporation and Alcatel Postal Automation Systems, as amended on April 24, 2001, and attached as Exhibits A and B to Solystic SAS's Complaint commencing this action.

IT IS FURTHER STIPULATED AND AGREED, pursuant to Fed. R. Civ. P. 41(a), that this action shall be and is hereby dismissed without prejudice as against the following defendants: **Dematic Corp.; Mannesmann Dematic Rapistan Corp.; Siemens Dematic Rapistan Corp. (a/k/a Siemens Dematic Corporation); Siemens Energy & Automation, Inc., Postal Automation Division (a/k/a Siemens Dematic Postal Automation, L.P.); and**

Siemens Logistics & Assembly Systems, Inc., each party to bear its own costs. This Stipulation of Dismissal shall be submitted to the Court for entry as an Order, upon the review and imprimatur of the Court.

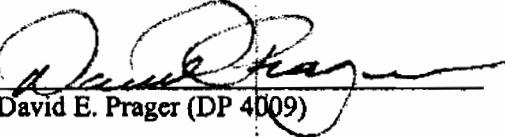
FRIED FRANK HARRIS SHRIVER &
JACOBSON LLP


Elliot E. Polebaum (EP-4015)
John A. Borek (JB-3135)

1001 Pennsylvania Avenue, NW
Suite 800
Washington D.C., 20004
(202) 639-7000
One New York Plaza
New York, NY 10004
(212) 859-8000

Counsel for Plaintiff

BOND, SCHOENECK & KING PLLC


David E. Prager (DP 4009)

330 Madison Avenue
New York, NY 10017
(646) 253-2300

Counsel for Dematic Corp.
-and-

Andrea J. Bernard (Michigan P 49209)
Brian T. Lang (Michigan P 63250)
WARNER NORCROSS & JUDD LLP
900 Fifth Third Center
111 Lyon Street, NW
Grand Rapids, MI 49503
(616) 752-2000

Co-counsel for Dematic Corp.

COHEN & GRESSER


Mark S. Cohen (MC 9055)
Sandra C. McCallion (SM 0833)

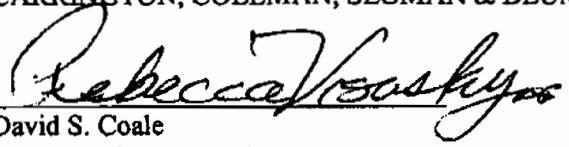
100 Park Avenue, 23rd Floor
New York, NY 10017
(212) 757-7600

Counsel for:
Mannesmann Dematic Rapistan Corp.;
Siemens Dematic Rapistan Corp.;
Siemens Energy & Automation, Inc., Postal Automation Division;
Siemens Energy & Automation, Inc.; and

Siemens Logistics & Assembly Systems, Inc.

-and-

CARRINGTON, COLEMAN, SLOMAN & BLUMENTHAL, LLP


David S. Coale
Rebecca Visosky
(admitted pro hac vice)

901 Main Street, Suite 5500
Dallas, TX 75202
(214) 855-3000

Co-counsel for:

Mannesmann Dematic Rapistan Corp.;
Siemens Dematic Rapistan Corp.;
Siemens Energy & Automation, Inc., Postal Automation Division;
Siemens Energy & Automation, Inc.; and
Siemens Logistics & Assembly Systems, Inc.

Dated: New York, N.Y.

~~September~~ 2007
August 30

SO ORDERED:

9/05/07


Hon. Peter K. Leisure
U.S. District Court Judge

m